

PUBLIC HEALTH DEPARTMENT[641]

Adopted and Filed Emergency

Pursuant to the authority of Iowa Code section 105.4, the Plumbing and Mechanical Systems Board of the Department of Public Health hereby amends Chapter 25, “State Plumbing Code,” Iowa Administrative Code.

These amendments update references in the state plumbing code from the 2012 edition of the Uniform Plumbing Code (UPC) to the 2015 edition of the UPC. The Board previously adopted the 2015 edition of the UPC and overlooked additional references to the UPC in rule 641—25.5(105). In addition, the amendments update a reference to the most recent census date.

Pursuant to Iowa Code section 17A.4(3)“a,” the Board finds that notice and public participation are unnecessary because the Board previously adopted amendments to Chapter 25, which updated the state plumbing code to the 2015 edition of the UPC, and overlooked updating additional references to the UPC in rule 641—25.5(105). Iowa Code section 105.4 requires the Board to adopt the most recent version of the UPC.

In compliance with Iowa Code section 17A.4(3)“a,” the Administrative Rules Review Committee at its June 14, 2016, meeting reviewed the Board’s determination and the amendments and approved the Emergency adoption.

Pursuant to Iowa Code section 17A.5(2)“b”(1)(b), the Board also finds that the normal effective date of these amendments, 35 days after publication, should be waived and the amendments made effective June 15, 2016, because the amendments confer a public benefit to licensees by ensuring that only one edition of the UPC is used consistently throughout the rules. These amendments will also ensure that licensees are not required to purchase two different UPC editions and use two different UPC editions on state examinations for licensure.

These rules are subject to waiver under the Board’s general waiver provisions contained in 641—Chapter 31.

The Board adopted these amendments on May 17, 2016.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code section 105.4.

These amendments became effective on June 15, 2016.

The following amendments are adopted.

ITEM 1. Amend rule 641—25.5(105), introductory paragraph, as follows:

641—25.5(105) Backflow prevention with containment. Cities with populations of 15,000 or greater as determined by the ~~1990~~ 2010 census or any subsequent regular or special census shall have a backflow prevention program with containment. The minimum requirements for a program are given in subrules 25.5(1) through 25.5(5). These requirements are in addition to the applicable requirements of Section 603 of the Uniform Plumbing Code, ~~2012~~ 2015 Edition.

ITEM 2. Amend subrule 25.5(1), introductory paragraph, as follows:

25.5(1) Definitions. The following definitions are added to those in Chapter 2 and Section 603 of the Uniform Plumbing Code, ~~2012~~ 2015 Edition, or are modified from those definitions for the purposes of rule 641—25.5(105) only.

[Filed Emergency 6/15/16, effective 6/15/16]

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EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 7/6/16.